

Division of Solid and Hazardous Waste  
P.O. Box 414  
Trenton, New Jersey 08625-0414  
Tel. #609-984-6650  
Fax. #609-633-9839

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

George Farrand  
Mt. Hope Rock Products, Inc.  
625 Mt. Hope Road  
Wharton, NJ 07885

RE: Mt. Hope Rock Products, Inc.  
Rockaway Township, Morris County  
Facility ID #1439001167  
Modification to General Approval

Dear Mr. Farrand:

This is in response to your General Approval Modification Request dated December 18, 1998 and your subsequent submittal of April 4, 2000, wherein you requested approval for a reduced sampling frequency for processed soil.

Our review of your request is completed and, as a result , .

Enclosed is the revised approval, which indicates the modification to the conditions affected, specifically Conditions A.4 and B.1. In addition, Conditions A.1, A.2, A.3, C.2 and C.12 have been added and/or updated. These are conditions that are currently being included in all Class B Approvals.

If you have any questions, please contact Robin Heston of my staff at (609) 984-6650 or by e-mail at [RHESTON@dep.state.nj.us](mailto:RHESTON@dep.state.nj.us).

Sincerely,

Thomas Sherman, Assistant Director  
Office of Permitting &  
Technical Programs

TS:RH

Enclosure

c: Rai Belonzi, Chief, Bureau of Compliance & Enforcement,  
w/enc.  
Scott Brubaker, Bureau of Compliance & Enforcement, w/enc.  
Joel Leon, DEP, Bureau of Air Quality, w/enc.

Larry Gindoff, Morris County Solid Waste Coordinator,  
w/enc.

Steve Levinson, Morris County Health Department,  
w/enc.

Municipal Clerk, Rockaway Township, w/enc.

Division of Solid and Hazardous Waste  
P.O. Box 414  
Trenton, New Jersey 08625-0414  
Tel. #609-984-6880  
Fax. #609-777-0769

**RECYCLING CENTER  
GENERAL APPROVAL CONDITIONS  
FOR RECEIPT, STORAGE, PROCESSING OR TRANSFER  
OF CLASS B RECYCLABLE MATERIALS**

Under the provision of N.J.S.A. 13:1E-1 et seq. and N.J.S.A. 13:1E-99.11 et seq., known as the Solid Waste Management Act and the New Jersey Statewide Mandatory Source Separation and Recycling Act, respectively, and pursuant to N.J.A.C. 7:26A-1 et seq., known as the Recycling Regulations, this Approval is hereby issued to:

**MT. HOPE ROCK PRODUCTS, INC.**

MUNICIPALITY:	<u>Rockaway Township</u>
BLOCK NO.(S):	<u>20001</u>
LOT NO.(S):	<u>5.1</u>
COUNTY:	<u>Morris</u>
CAPACITY:	<u>10,000 TPD</u>
RECYCLING CENTER NUMBER:	<u>1439001167</u>
APPROVAL EXPIRATION DATE:	<u>January 22, 2003</u>

This Approval is subject to compliance with all conditions specified herein and all regulations promulgated by the Department of Environmental Protection or as may be amended in the future. All references to specific regulations include any future amendments thereto.

This Approval shall not prejudice any claim the State may have to riparian land, nor does it allow the facility or its principals to fill or alter, in any way, lands that are deemed to be riparian, wetlands, stream encroachment areas or flood plains, or that are within the Coastal Area Facility Review Act (CAFRA) Zone or are subject to the Pinelands Protection Act of 1979, nor shall it allow the discharge of pollutants to waters of this State without prior acquisition of the necessary grants, permits, or

approvals from the Department of Environmental Protection.

Compliance with the terms of this Approval does not relieve the facility or its principals of the obligation to comply with all applicable state and federal statutes, rules and other permits, and municipal approvals or ordinances which are not preempted by the DEP solid waste regulations at N.J.A.C. 7:26-1 et seq. and the recycling regulations at N.J.A.C. 7:26A-1 et seq..

Failure to comply with all the conditions specified herein may result in revocation of this Approval and/or may result in other regulatory or legal actions which the Department is authorized to institute by law.

This Approval shall be effective for not more than five (5) years. An Approval renewal shall be obtained from the Department prior to any activities which are to occur after the expiration of this Approval. In applying for a renewal, applicants shall follow the renewal submission requirements and procedures set forth in N.J.A.C. 7:26A-3.6.

This Approval is non-transferrable, except as set forth in N.J.A.C. 7:26A-3.15.

<u>January 22, 1998</u>	<u>Signed by Thomas Sherman, Assistant Director</u>
Issuance Date	Thomas Sherman,
	Assistant Director
<u>November 24, 1998</u>	Office of Permitting &
Modification Date	Technical Programs
<u>January 22, 2003</u>	
Expiration Date	

## Recycling Center General Approval

for

### Mt. Hope Rock Products, Inc.

#### A. AUTHORIZED RECYCLABLE MATERIALS

##### 1. Permitted Class B Recyclable Materials (Revised 07/ /00)

The following source separated Class B recyclable materials which have been separated at the point of generation from other waste materials or separated at a permitted solid waste facility authorized to separate recyclable materials may be received, stored, processed or transferred at this facility:

- a. Concrete  
Asphalt  
Brick  
Block
- b. Non-hazardous petroleum contaminated soils which otherwise would be ID 27 if not recycled.
  - 1. Only soil contaminated with the following compounds shall be accepted and processed at this facility: gasoline, kerosene, jet fuel, Numbers 1 through 6 fuel oil, polynuclear aromatic hydrocarbons (manufactured gas plant residues), and used oil. Used oil shall be defined as any oil that has been refined from crude oil, or any synthetic oil, that has been used and as a result of such use is contaminated by physical or chemical impurities. No soils may be accepted that have been contaminated with materials that are other waste materials, or waste by-products, such as sludges.
  - 2. No soils with free petroleum product or other liquids, as determined by USEPA SW-846, Method 9095, Chapter 6.0, shall be accepted at the facility.
  - 3. No hazardous waste, as defined by N.J.A.C. 7:26G-5, shall be accepted by the facility.
- c. NJDOT Street Sweepings (that meet NJ Non-Residential Direct Contact Soil Clean-up Criteria)

At no time shall the receipt, storage, processing or transferring of non-source separated construction and demolition material be allowed at this facility. The prohibition of this material shall be strictly enforced and any incident shall be considered a serious violation to the conditions of this Approval.

2. Sampling Protocol and Testing for Unprocessed Contaminated Soils (Revised 07/ /00)

- a. Collection, preservation, and handling for the sampling and analysis required in Conditions A.2 and A.3 must be performed in accordance with New Jersey's Technical Requirements for Site Remediation at N.J.A.C. 7:26E and the latest edition of "New Jersey Department of Environmental Protection, Hazardous Waste Programs, Field Sampling Procedures Manual". The Technical Regulations may be purchased from West Publishing at (800) 808-WEST. The sampling manual may be purchased from: NJDEP Maps and Publications, P.O. Box 402, Trenton, N.J. 08625. All analysis must be performed by a New Jersey certified laboratory.

All soils must be tested using the most current approved test methodology in accordance with USEPA SW-846.

- b. Soil contaminated with material other than manufactured gas plant residues shall be sampled either at the point of generation or at the recycling center. Soils from different generation sites shall be segregated at the facility until the sampling results are received. The sampling and analysis shall be implemented as follows:
  - i. Every 100 cubic yards of contaminated soil from each site shall be sampled and analyzed for TPH in the following manner: a representative sample from every 20 cubic yards shall be taken and these five samples shall be composited into one sample and analyzed. When the volume is less than 100 cubic yards, a representative sample of every 20 cubic yards, or a fraction thereof, shall be taken and these samples shall be composited into one sample and analyzed.
  - ii. Every 800 cubic yards of contaminated soil shall be sampled and analyzed for arsenic, beryllium, cadmium, chromium, lead, mercury, nickel, and total volatile organic compounds (VOC), in the following manner: a representative sample from every 100 cubic

yards shall be taken and these samples shall be composited into one sample and analyzed. When the volume is less than 800 cubic yards, a representative sample of every 100 cubic yards, or fraction thereof, shall be taken and these samples shall be composited into one sample and analyzed.

iii. The sampling results shall be used to determine the maximum contaminant feed rate or maximum contaminant concentration for the processing equipment in accordance with the Air Quality Permit and shall also demonstrate that the material is non-hazardous for the above contaminants in accordance with N.J.A.C. 7:26G-8.5.

c. Prior to soils contaminated with manufactured gas plant residues being received and processed by the recycling center, the conditions specified in the Waste Analysis Section of the Air Quality Permit shall be complied with.

3. Sampling Protocol and Testing for Unprocessed Street Sweepings (Revised 07/ /00)

a. Street sweepings shall be sampled either at the point of generation or at the recycling center. Street sweepings from different generation sites shall be segregated at the facility until the sampling results are received. The sampling and analysis shall be implemented as follows:

i. Every 100 cubic yards of street sweepings from each site shall be sampled and analyzed for TPH in the following manner: a representative sample from every 20 cubic yards shall be taken and these five samples shall be composited into one sample and analyzed. When the volume is less than 100 cubic yards, a representative sample of every 20 cubic yards, or a fraction thereof, shall be taken and these samples shall be composited into one sample and analyzed.

ii. Every 800 cubic yards of street sweepings shall be sampled and analyzed for arsenic, beryllium, cadmium, chromium, lead, mercury, nickel, and total volatile organic compounds (VOC), in the following manner: a representative sample from every 100 cubic yards shall be taken and these samples shall be composited into one sample and analyzed. When the volume is less than 800 cubic yards, a representative sample of every 100 cubic

yards, or fraction thereof, shall be taken and these samples shall be composited into one sample and analyzed.

- iii. The sampling results shall be used to determine the maximum contaminant feed rate or maximum contaminant concentration for the processing equipment in accordance with the Air Quality Permit and shall also demonstrate that the material is non-hazardous for the above contaminants in accordance with N.J.A.C. 7:26G-8.5.

4. Sampling Protocol and Testing for Processed Material End Products (Revised 07/ /00)

- a. Processed material end products shall be sampled and analyzed for total petroleum hydrocarbons (TPH), total volatile organic compounds (VOC), and all contaminants listed in the Soil Cleanup Criteria (SCC) at N.J.A.C. 7:26E. The sampling procedure shall be implemented as follows:
  - i. Every 1,000 cubic yards of processed soil shall be sampled and analyzed for the above contaminants in the following manner: a representative sample from every 200 cubic yards of processed soil shall be taken and these five samples shall be composited into one sample and analyzed.
  - ii. Other levels of testing may be allowed on a case-by-case basis as determined by use criteria in accordance with Department guidance and regulations. Applications for case-specific testing requirements must be made to the Bureau of Landfill & Recycling Management.
- b. The following criteria shall be used to determine the end use of the processed material made from soil or other pre-approved admixtures and the allowable contamination levels for each use:
  - i. For unrestricted general use:

200 ppm TPH and all individual organic contaminants less than or equal to 50% and inorganic contaminants less than or equal to 75% of the most stringent direct contact soil cleanup criteria (SCC) except as authorized in writing by the Bureau of Landfill and Recycling Management.



ii. Other levels of contamination may be allowed on a case-by-case basis as determined by use criteria and levels of contamination in accordance with Department guidance and regulations. Applications for case-specific Certificates of Authority to operate beneficial use projects pursuant to N.J.A.C. 7:26-1.7(g) must be made to the Bureau of Resource Recovery and Technical Programs before any use of the processed material end products.

c. The Department reserves the right to revise these conditions at any time.

Any processed material end products that do not meet the above criteria must be reintroduced to the treatment process for further treatment. After treatment, the processed material end products must be reanalyzed in accordance with the above criteria.

- All analysis records must be kept for a minimum of three years and made available for inspection by state and local officials upon request.

5. Alternate Use of Contaminated Soils (Revised 07/ /00)

- a. Soils which are contaminated with Numbers 1 through 6 fuel oil, resulting from home heating oil spill cleanups, and which contain less than 10,000 ppm TPH may be blended with virgin or treated/processed materials and used as roadway subbase material. The contaminated soil shall be blended with virgin materials at a 3 to 1 ratio. The final mix shall contain no more than 2,000 ppm TPH on a weight basis of ingredients. The final mix shall be sampled and tested per the protocol in Condition A.4. The blended soil must be utilized as a subbase material **only** and must be covered with either concrete or asphalt.
- b. The facility shall retain for a period of three (3) years, a written certification from each end user of the blended material. The written certification shall state that the blended material will be used strictly as a roadway subbase material and not as road embankments, roadway cover, or any other uses.

6. By-Products

Incidental amounts of rebar, metal, soil and other by-products which adhere to the Class B recyclable

materials as specified in Condition A.1 and returned to the economic mainstream as raw material or products, may be received, stored, processed or transferred at this facility. Its receipt shall not be separately accounted for but its storage and end-markets shall be subject to specific conditions of this Approval.

7. Contaminants (Revised 11/24/98)

The maximum amount of contaminants, as defined in N.J.A.C. 7:26A-1.3, allowed in each incoming load of Class B recyclable materials for acceptance shall be limited to 1% by volume.

Incidental by-product materials included within the Class B recyclable materials shall not be considered to be contaminants.

B. DESIGN AND CONSTRUCTION

The construction of this facility shall be in accordance with the provisions of N.J.A.C. 7:26A-1 et seq., the New Jersey Uniform Construction Code, the approved documents listed below and this Approval.

1. Approved Documents (Revised 07/ /00)

- . Site Plan: prepared by G.B. Associates, Inc., signed and sealed by Guntis Bole, P.E., license number 13926, dated June 29, 1993, last revised January 11, 1994.
- . Site Plan: prepared by G.B. Associates, Inc., signed and sealed by Guntis Bole, P.E., license number 13926, dated February 20, 1996, last revised May 19, 1997.
- . Access Road and Traffic Map; prepared by G.B. Associates, Inc., signed and sealed by Guntis Bole, P.E., license number 13926, dated October 12, 1994, Sheet 1 of 2.
- . Mt. Hope Rock Products, Inc., Application for N.J.D.E.P.E. Approval for Recycling Center; prepared by George Farrand of Mt. Hope Rock Products, Inc., dated June 5, 1992, amended July 16, 1992 and August 24, 1992.
- . Mt. Hope Rock Products, Inc., Modification request letter, signed by George Farrand, Vice President, Mt. Hope Recycling, dated September 8, 1993.
- . Mt. Hope Rock Products, Inc., Modification request, signed by George Farrand, Vice President, Mt. Hope Recycling, dated June 17, 1997.

- . Mt. Hope Rock Products, Inc., Modification request, signed by George Farrand, Vice President, Mt. Hope Recycling, dated August 26, 1997.
- . Mt. Hope Rock Products, Inc., Modification request, signed by George Farrand, Vice President, Mt. Hope Recycling, dated August 27, 1997.
- . Mt. Hope Rock Products, Inc., Response to Technical Standards, signed by George Farrand, Vice President, Mt. Hope Recycling, dated November 5, 1997.
- . Mt. Hope Rock Products, Inc., Modification request, signed by George Farrand, Vice President, Mt. Hope Recycling, dated November 11, 1997.
- . Mt. Hope Rock Products, Inc., Response to Modification Deficiency Notice, signed by George Farrand, Vice President, Mt. Hope Recycling, dated November 12, 1997.
- . Mt. Hope Rock Products, Inc., Stockpile calculations, signed by George Farrand, Vice President, Mt. Hope Recycling, dated December 3, 1997.
- . Mt. Hope Rock Products, Inc., Modification request, signed by George Farrand, Vice President, Mt. Hope Recycling, dated December 18, 1998.

#### C. RECYCLING CENTER OPERATIONAL STANDARDS

The operation of this facility shall be in accordance with the provisions of N.J.A.C. 7:26A-1 et seq., the standards set forth herein and the approved documents specified in Condition B.1. Where any discrepancy exists, the terms of this Approval shall prevail.

##### 1. Hours of Operation

Hours of operation for receiving, storing, processing or transferring source separated recyclable material as specified in Condition A.1 of this Approval shall be limited to 7:00 a.m. to 7:00 p.m., Monday through Friday and 7:00 a.m. to 5:00 p.m. on Saturday.

##### 2. Residue (Revised 07/ /00)

Residue defined as solid waste, shall be transported by a NJDEP registered transporter for disposal pursuant to the applicable district solid waste management plan.

Residue shall be stored separately from recyclable material in containers and in a manner which prevents run-off, leakage or seepage from the residue storage

area into, on or around the soil of the residue storage area.

No residue shall be stored on site for a period exceeding six (6) months without prior approval of the NJDEP.

3. Maximum Daily Capacity

The facility may receive no more than 10,000 tons per day of recyclable materials consisting of 2,000 tons per day of concrete/asphalt/brick/block combined, 7,800 tons per day of non-hazardous petroleum contaminated soil, and 200 tons per day of NJ DOT Street Sweepings, as specified in Condition A.1 of this Approval.

4. Maximum Weekly Capacity

The facility may receive no more than 60,000 tons per week of recyclable materials consisting of 12,000 tons per week of concrete/asphalt/brick/block combined, 46,800 tons per week of non-hazardous petroleum contaminated soil, and 1,200 tons per week of NJ DOT Street Sweepings, as specified in Condition A.1 of this Approval.

5. Unprocessed Materials Storage

- a. The total amount of unprocessed non-hazardous petroleum contaminated soil stored on site shall not exceed 6,700 cubic yards. Unprocessed materials stored on site shall be stored only in those areas designated for that purpose as indicated on the approved site plan drawing.

If at any time, the amount of unprocessed non-hazardous petroleum contaminated soil stored on site exceeds 6,700 cubic yards, the facility shall immediately cease receiving any unprocessed material until the amount of unprocessed non-hazardous petroleum contaminated soil stored on site falls below 6,700 cubic yards.

- b. The total amount of unprocessed concrete, asphalt, brick, and block stored on site shall not exceed 65,111 cubic yards. Unprocessed materials stored on site shall be stored only in those areas designated for that purpose as indicated on the approved site plan drawing.

If at any time, the amount of unprocessed concrete, asphalt, brick, and block recyclable material stored on site exceeds 65,111 cubic yards, the facility shall immediately cease receiving any unprocessed material until the

amount of unprocessed concrete, asphalt, brick, and block materials stored on site falls below 65,111 cubic yards.

- c. The total amount of unprocessed NJDOT street sweepings stored on site shall not exceed 3,000 cubic yards. Unprocessed materials stored on site shall be stored only in those areas designated for that purpose as indicated on the approved site plan drawing.

If at any time, the amount of unprocessed NJDOT street sweepings stored on site exceeds 3,000 cubic yards, the facility shall immediately cease receiving any unprocessed material until the amount of unprocessed NJDOT street sweepings stored on site falls below 3,000 cubic yards.

- d. Unprocessed recyclable materials (concrete, asphalt, brick, block, non-hazardous petroleum contaminated soil, NJDOT street sweepings) shall not remain on site, in its unprocessed form, for more than one (1) year.

6. Processed Materials Storage

- a. The total amount of processed non-hazardous petroleum contaminated soil stored on site shall not exceed 5,700 cubic yards. Processed materials stored on site shall be stored only in those areas designated for that purpose as indicated on the approved site plan drawing.

If at any time, the amount of processed non-hazardous petroleum contaminated soil stored on site exceeds 5,700 cubic yards, the facility shall immediately cease processing activities until the amount of processed non-hazardous petroleum contaminated soil stored on site falls below 5,700 cubic yards.

- b. The total amount of processed concrete, asphalt, brick, and block stored on site shall not exceed 57,333 cubic yards. Processed materials stored on site shall be stored only in those areas designated for that purpose as indicated on the approved site plan drawing.

If at any time, the amount of processed concrete, asphalt, brick, and block recyclable material stored on site exceeds 57,333 cubic yards, the facility shall immediately cease processing activities until the amount of processed concrete, asphalt, brick, and block materials stored on site falls below 57,333 cubic yards.

c. The total amount of processed NJDOT street sweepings stored on site shall not exceed 3,000 cubic yards. Processed materials stored on site shall be stored only in those areas designated for that purpose as indicated on the approved site plan drawing.

If at any time, the amount of processed NJDOT street sweepings stored on site exceeds 3,000 cubic yards, the facility shall immediately cease processing activities until the amount of processed NJDOT street sweepings stored on site falls below 3,000 cubic yards.

d. All processed material shall be stored separately from residue.

7. By-Products Storage

By-products shall be stored in the container(s) or area(s) as depicted on the approved site plan and shall be removed off-site to the end markets as referenced in the approved documents.

8. Horizontal and Vertical Controls (Revised 07/ /00)

Horizontal and vertical control points for the unprocessed and processed materials stockpile areas shall be set and maintained on site. Horizontal limitation markers shall be set at the corners of the stockpile areas as depicted on the approved site plan. Vertical limitation markers shall be set at locations in close proximity of the stockpile areas and shall clearly establish the following elevation heights:

- a. 27 feet above the existing grade for the unprocessed non-hazardous petroleum contaminated soil stockpile area inside the building;
- b. 21 feet above the existing grade for the processed non-hazardous petroleum contaminated soil stockpile area;
- c. 30 feet above the existing grade for the unprocessed and processed concrete/asphalt/brick/block stockpile areas; and
- d. 30 feet above the existing grade for the unprocessed and processed NJDOT street sweepings stockpile areas.

Metal pipe or metal rods or the equivalent as approved by the Department shall be used to establish these control points.

9. Commingling

The facility may receive, store, process or transfer source separated concrete/asphalt/brick/block separately or in a commingled manner. The commingling of petroleum contaminated soil and NJDOT street sweepings shall only be allowed after the testing requirements in Condition A.2 and A.3 have been met. The commingling of petroleum contaminated soil and NJDOT street sweepings with asphalt, concrete, brick or block is strictly prohibited.

10. Applicable Regulations

The operation and related activities of this recycling center shall be in conformance with all applicable federal, State, county, municipal and local statutes, rules and ordinance including but not limited to nuisance, noise, fire and safety codes.

11. Air Pollution Control Permits and Certificates to Operate

The facility shall comply with the requirements and conditions as set forth in all of the Air Pollution Control Permits to Construct and Certificates to Operate issued pursuant to N.J.A.C. 7:26-8. Copies of all permits shall be sent to the Division of Solid and Hazardous Waste Management.

12. Safety Procedures (Revised 07/ /00)

The operation of the recycling center shall be in conformance with the Mining Safety and Health Act (MSHA) regulations as contained in the Safety & Health Standards - Surface Metal and Non-Metal Mines 30 CFR Part 56. Construction activities shall be in conformance with the OSHA regulations as contained in the Construction Industry Standards 29 CFR 1926. A copy of the safety procedures shall be posted on site.

13. Preparedness & Prevention & Contingency Plan

The preparedness and prevention plan and the contingency plan contained in the approved documents must be maintained on-site and updated as necessary.

14. Release Response

Upon detection of a release of contaminants to the environment the facility shall perform the following cleanup steps:

- i. Stop the release;
- ii. Contain the released contaminants;
- iii. Clean up and manage properly the released contaminants and other materials; and
- iv. if necessary, repair or replace any leaking soil containment systems prior to returning them to service.

15. Closure

Upon closure of the facility the owner or operator shall remove or decontaminate petroleum contaminated soils, containment system components, and structures and equipment and manage them as hazardous waste, unless the materials are not hazardous waste under NJAC 7:26G-5.

16. Inspections

All equipment and portions of the facility designated for the storage or processing of petroleum contaminated soils shall be visually inspected each operating day for integrity and leaks.

Records shall be maintained for all visual inspections. These records shall document that inspections were performed, any problems found, and the subsequent correction of such problems. All records shall be kept for a minimum of three years.

17. Housekeeping

Routine housekeeping and maintenance procedures shall be implemented within the recycling center interior to prevent the accumulation of litter, dust and debris, and to maintain general cleanliness in the working environment.

18. Odor Control (Revised 07/ /00)

The operation of this recycling center shall not cause any air contaminant, including an air contaminant detectable by the sense of smell, to be present in the outdoor atmosphere in such quantity and duration which is, or tends to be, injurious to human health or welfare, animal or plant life or property, except for malodorous emissions emanating from the facility which result in odors in areas over which the owner and/or operator has exclusive use or occupancy.

19. Vector Control

The recycling center shall institute and maintain an effective vector control program at the center,



directed by a qualified applicator of pesticides as set forth in the New Jersey Pesticide Control Code, N.J.A.C. 7:30.

20. Dust Control

Dust shall be controlled by the spraying of water, the spreading of calcium chloride or equivalent means as approved by this Division.

21. Noise Control

Noise controls shall be implemented so that noise levels generated at the recycling operation shall not exceed the standards set forth by New Jersey State Noise Control Regulations under N.J.A.C. 7:29-1.2.

22. Fire Protection and Emergency Response (Revised 07/00)

Fire fighting and emergency procedures shall be posted, and shall include the telephone number of local fire, police, ambulance and hospital facilities.

If a fire occurs on-site, the facility shall immediately notify the local fire official and within 24 hours report the incident to the DEP Hotline at (609) 292-7172.

23. Entrance Sign

A legible sign shall be posted and maintained at the entrance to the recycling center and indicate the hours of operation of the recycling center as well as the following information:

- a. A listing of the approved recyclable materials as specified in Condition A.1 of this Approval.
- b. The size, weight or other restrictions regarding materials to be received.
- c. A notice that all vehicles delivering materials to be recycling center will be inspected, and if found to contain contaminants greater than 1% by volume, will be rejected.
- d. A notice that persons bringing materials to the recycling center shall complete and certify a materials receipt form.

24. Soil Tracking Control

Mud, soils or other materials shall not be tracked onto any public roads by any exiting vehicles. Effective

measures shall be implemented to comply with this condition.

25. Site Access

Ingress and egress of the facility shall be restricted to Mt. Hope Road only.

26. Hazardous Waste (Revised 07/ /00)

Any suspected or prohibited hazardous waste, as define at N.J.A.C. 7:26G-5, found in a load accepted at the facility shall not be returned to the generator. Such materials shall be segregated and stored in a secure manner and shall be immediately reported to the N.J.D.E.P. Environmental Action Hotline 1-877-WARNDEP. The owner/operator shall secure the name of the collector/hauler suspected of delivering such waste to the facility and related information surrounding the incident, if available, and shall make this information known to the Department's enforcement personnel.

27. Documents On-Site

A copy of the approved documents as referenced in Condition B.1 and a copy of this approval shall be maintained at the facility and shall be made available for inspection by Department personnel or its designated representatives.

28. End-Markets

All end-markets to which recyclable materials are transported from the recycling center shall remain consistent with those end-markets specified in the approved documents. Any modification in the actual end-market for a recyclable material specified in Condition A.1 shall be in conformance with N.J.A.C. 7:26A-3.10(f).

29. Right of Entry

The New Jersey Department of Environmental Protection shall have the right to enter and inspect, without prior notice, any building or other portion of the recycling center, or any other location of the company or its affiliated companies at any time.

This right to inspect includes, but is not limited to, the right to engage in the following activities:

- a. Sample any materials on site;
- b. Photographing or videotaping any portion of the recycling center;

c. Investigating an actual or suspected source of pollution of the environment;

d. Ascertaining compliance or non-compliance with the statutes, rules or regulations of the NJDEP, including conditions of the recycling center approval issued by the NJDEP; or

e. Reviewing and copying all applicable records, which shall be made available to the NJDEP during an inspection and submitted to the NJDEP upon request.

#### D. RECORDKEEPING AND REPORTING

##### 1. Recordkeeping

In accordance with N.J.A.C. 7:26A-3.17, The facility shall maintain daily records of all materials received, stored, processed or transferred at the site. Said records shall be available at all times for inspection and shall indicate, at a minimum, the following:

a. A daily record of the amounts of each recyclable materials by type and municipality of origin which are received, stored, processed or transferred each day, expressed in tons or in cubic yards. Those operators specifying this information in cubic yards shall also indicate the conversion ratio of the materials from cubic yards to tons.

b. The name, address, and telephone number of the end-markets for all recyclable materials transported from the recycling center, including the amount, in tons or cubic yards, transported to each end-market. Those persons specifying this information in cubic yards shall also indicate the conversion ratio of the materials from cubic yards to tons. NJDEP reserves the right to verify all end-market information submitted by the facility.

c. The amount of residue disposed of, expressed in tons or cubic yards, including the name and the New Jersey Department of Environmental Protection solid waste registration number of the solid waste collector/hauler contracted to provide the haulage/disposal service. Those persons specifying the amount of residue in cubic yards shall also indicate the conversion ratio of residue from cubic yards to tons.

d. The name and location of the generator; the volume of contaminated soil received; the area(s) on the generator's property from where the soil was

excavated; the source of the contamination; the substance(s) that comprise the contamination; all tests and sampling conducted on the soil, including those not specifically required by the Air Pollution Control Permits as referenced in Condition C.11 of this Approval and any other pertinent information.

The facility shall retain the information for three (3) calendar years following the calendar year for which reporting is required.

2. Reporting

a. Annual Report

In accordance with N.J.A.C. 7:26A-3.17, Mt. Hope Rock Products, Inc. shall submit an annual report containing monthly summary statements of the information required pursuant to Condition D.1 above to the New Jersey Department of Environmental Protection on or before February 1 of each year, for the previous calendar year. The summaries shall include monthly totals of the amount of recyclable material received from each customer by the municipality of origin. Furthermore, the summaries shall include monthly totals of the amount of recyclable product transferred to each end-market. The summaries shall also include the amount of residue disposed of during each month. An annual fee will be paid to the Department on May 1, in accordance with N.J.A.C. 7:26A-2.1(b)1;

b. Residue Disposal

The facility shall certify in writing to the Department that all residue generated at the recycling center has been disposed of in accordance with the solid waste management rules at N.J.A.C. 7:26. The certification shall be submitted annually as part of the annual report ;

c. Tonnage Report

The facility shall provide a recycling tonnage report by February 1 of each year to all municipalities from which recyclable material was received in the previous calendar year. The report shall detail the amount of each source separated recyclable material, expressed in tons or cubic yards, brought to the recycling center. Those persons specifying this information in cubic yards shall also indicate the conversion ratio of the materials from cubic yards to tons.

d. Quarterly Report

The reporting of soil contamination as required by the Air Pollution Control Permits as referenced in Condition C.11 of this Approval shall also be sent on a quarterly basis to the Division of Solid and Hazardous Waste Management.

One original and one copy of the annual report and tonnage report shall be submitted to:

New Jersey Department of Environmental Protection  
Division of Solid and Hazardous Waste  
Chief, Bureau of Recycling & Planning  
P.O. Box 414  
Trenton, New Jersey 08625-0414

Failure to comply with any or all conditions of this Approval will result in the NJDEP seeking relief under the Solid Waste Management Act, N.J.S.A. 13:1E-1 et seq. Specifically, each day of failure to so comply shall constitute a separate violation on the basis of which a penalty shall be assessed pursuant to N.J.S.A. 13:1E-9 and may subject Mt. Hope Rock Products, Inc. to regulation as a solid waste facility pursuant to N.J.S.A. 13:1E-1 et seq. and N.J.A.C. 7:26-1 et seq.

The issuance of this Approval and the conditions of operation identified herein shall not be interpreted as relieving the applicant of his responsibility to secure and maintain all other applicable federal, State and local permits or similar forms of authorization relating to the construction and operation of this facility.